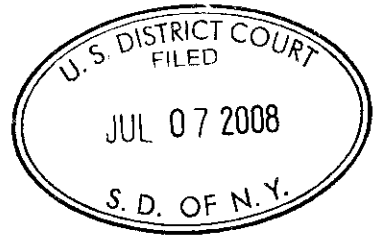


SCANNED

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

JOVANNY AVILA,

Plaintiff,

-against-

MACY'S EAST, INC.; "JOHN" HINES;  
ANNE POPEIL,

Defendants.

CIVIL

JUDGMENT

07 Civ. 7582 (KMW)

By order dated August 27, 2007, plaintiff was directed to file an amended complaint with this Court within 60 days. On October 26, 2007, the Court received a letter from plaintiff requesting additional time to comply with the Court's order. By order dated December 21, 2007, the Court liberally construed plaintiff's letter as a motion for extension of time and granted him an additional 60 days to comply with the August 27, 2007 order. Since plaintiff has failed to file an amended complaint as specified it is,

ORDERED, ADJUDGED AND DECREED: That the action is hereby dismissed. I certify pursuant to 28 U.S.C. § 1915(a)(3) that any appeal from the Court's order would not be taken in good faith.

SO ORDERED

A handwritten signature in black ink that reads "Kimba M. Wood".

KIMBA M. WOOD  
Chief Judge

Dated JUL 07 2008  
New York, New York

THIS DOCUMENT WAS ENTERED ON THE DOCKET ON \_\_\_\_\_.